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BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

2001 MAY -3 P 4: 21

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE
APPLICATION OF BLACK MOUNTAIN
GAS COMPANY FOR AUTHORITY TO
ESTABLISH A FINANCING
AGREEMENT WITH ITS PARENT
COMPANY, XCEL ENERGY, INC.

DOCKET NO. G-03703A-01-0213

NOTICE OF FILING Arizona Corporation Commission
PROOF OF PUBLICATION DOCKETED

MAY 03 2001

DOCKETED BY

✓

In accordance with the its financing application filed on March 8, 2001, Black Mountain Gas Company ("BMG") hereby files proof of publication of the public notice of such application. This notice was published in the Sonoran News on April 4, 2001 and in the Gila Bend Sun on April 5, 2001. A copy of the affidavit evidencing such publication is attached hereto as Exhibit A.

In its financing application, BMG stated that it would publish notice of the application within the next 20 days. Accordingly, BMG contacted the Sonoran News and requested that publication be made on or before March 28, 2001. The Newspaper agreed to publish notice in its edition published March 28, 2001. However, due to personal emergencies affecting employees in the Newspaper's classified department, the Newspaper was unable to publish notice on the date agreed, and did not inform BMG of this omission until after March 28, 2001. The Newspaper did publish notice of BMG's financing application on April 4, 2001 as evidenced by the attached affidavit. See Letter from Donald

1 Sorchych, dated May 2, 2001, attached hereto as Exhibit B.

2 DATED this 3rd day of May, 2001.

3 FENNEMORE CRAIG

4
5 By 

6 Timothy Berg
7 Theresa Dwyer
8 3003 N. Central Avenue
9 Suite 2600
10 Phoenix, AZ 85012
11 (602) 916-5000

12 James P. Johnson
13 Assistant General Counsel
14 Xcel Energy Services, Inc.
15 800 Nicollet Mall-Suite 2900
16 Minneapolis MN 55401
17 (612) 215-4592
18 Attorneys for Black Mountain
19 Gas Company

20 ORIGINAL and 10 copies of the
21 foregoing filed this 3rd day of
22 May, 2001, with:

23 Docket Control
24 ARIZONA CORPORATION COMMISSION
25 1200 W. Washington St.
26 Phoenix, AZ 85007

27 COPY of the foregoing hand-delivered
28 this 3rd day of May, 2001, to:

29 Lyn Farmer, Chief Hearing Officer
30 Hearing Division
31 ARIZONA CORPORATION COMMISSION
32 1200 W. Washington
33 Phoenix, AZ 85007

34 Deborah R. Scott, Director
35 Utilities Division
36 ARIZONA CORPORATION COMMISSION
37 1200 W. Washington St.
38 Phoenix, AZ 85007

39 Christopher Kempsey, Chief Legal Counsel

1 Legal Division
Arizona Corporation Commission
2 1200 West Washington Stret
Phoenix, Arizona 85007

3 Linda A. Jaress
4 Utilities Division
Arizona Corporation Commission
5 1200 West Washington Street
Phoenix, Arizona 85007

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EXHIBIT

A

PUBLIC NOTICE

PUBLIC NOTICE

OF

**AN APPLICATION FOR AN ORDER
AUTHORIZING THE ISSUANCE OF
DEBT BY BLACK MOUNTAIN GAS
COMPANY**

Black Mountain Gas Company (Applicant) has filed an Application with the Arizona Corporation Commission (Commission) for an order authorizing Applicant to enter into a financing agreement with its parent company, Xcel Energy, Inc. The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, Arizona in Applicant's office in Cave Creek, Arizona.

Intervention in the Commission's proceedings on the application shall be permitted to any person entitled by law to intervene and having a direct substantial interest in this matter. Persons desiring to intervene must file a Motion to Intervene with the Commission which must be served upon applicant and which, at a minimum, shall contain the following information:

1. The names addresses and telephone numbers of the proposed intervenor and of any person upon whom service of documents is to be made if different than the intervenor.
 2. A short statement of the proposed intervenor's interest in the proceeding.
 3. Whether the proposed intervenor desires a formal evidentiary hearing on the application and the reasons for such a hearing.
 4. A statement certifying that a copy of the Motion to Intervene has been mailed to Applicant.
- The granting of Motions to Intervene shall be governed by A.A.C. R14-3-105, except that all Motions to Intervene must be filed on, or before, the 15th day after this notice.

Published in Sonoran News April 4, 2001
Published in Gila Bend Sun April 5, 2001

AFFIDAVIT OF PUBLICATION

State of Arizona

SS

County of Maricopa

I, Glen Birchfield, editor of

The Gila Bend Sun,

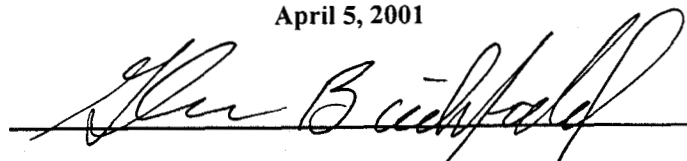
a newspaper in general circulation, printed and published in the Town of Gila Bend, County of Maricopa, State of Arizona, do solemnly swear that a copy of the above notice is the matter of

Public Notice
for

Black Mountain Gas Company

as per clipping attached, was published weekly in the regular and entire edition of the said newspaper, and not in any supplement hereof, for a period of one consecutive week(s) as follows, to-wit

April 5, 2001



Glen Birchfield

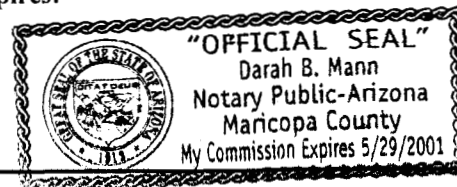
Subscribed and sworn to before me,

this.....5.....day of.....April.....2001



Notary Public

My Commission expires:
May 29, 2001



cc: Beckie - Sonoran

EXHIBIT

B

SONORAN NEWS

The most read weekly newspaper in North Maricopa County

May 2, 2001

Arizona Corporation Commission

Dear Sirs,

I am the publisher of Sonoran News, a weekly newspaper of more than 30,000 circulation in north Maricopa County, inclusive of Cave Creek, Carcree, north Scottsdale and their environs.

We were contracted to publish a legal advertisement for Black Mountain Gas Company beginning on or before March 28, 2001.

Our only employee who arranges such ads suddenly became ill and the requirement was unknown to other employees. As a consequence the advertisement was first published on April 3, 2001.

We regret the oversight and trust that the commission will accept this explanation and apology.

Sincerely,



Donald Sorchych
Publisher and Editor